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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, ) CASE NO. MJ 08-378  
09 Plaintiff, )  
10 v. )  
11 ELMER MINORIA NANQUILADA, ) DETENTION ORDER  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Offense charged: Possession of Methamphetamine with Intent to Distribute; Felon in  
15 Possession of a Firearm; Possession of Methamphetamine with Intent to Distribute; Felon in  
16 Possession of a Firearm.

17 Date of Detention Hearing: September 16, 2008

18 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
19 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
20 that no condition or combination of conditions which defendant can meet will reasonably assure  
21 the appearance of defendant as required and the safety of other persons and the community.

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01            FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02            (1)     Defendant was born in the Phillippines. He was not interviewed by Pretrial  
03 Services. There is no additional information available regarding his personal history, residence,  
04 family ties, ties to this District, income, financial assets or liabilities; physical/mental health or  
05 controlled substance use, if any. His criminal history includes numerous failures to appear and  
06 bench warrant activity. His criminal history also includes a number of previous drug and firearm  
07 convictions.

08            (2)     According to the National Crime Information Center, the defendant is associated  
09 with five alias names, two dates of birth, and two Social Security numbers.

10            (3)     Defendant poses a risk of danger due to a history of failing to appear and failing  
11 to comply with court orders, association with alias identifiers, and unknown background  
12 information. He poses a risk of danger due to criminal history and the nature of the current  
13 charges.

14            (4)     There does not appear to be any condition or combination of conditions that will  
15 reasonably assure the defendant's appearance at future Court hearings while addressing the danger  
16 to other persons or the community.

17 It is therefore ORDERED:

18            (1)     Defendant shall be detained pending trial and committed to the custody of the  
19 Attorney General for confinement in a correction facility separate, to the extent  
20 practicable, from persons awaiting or serving sentences or being held in custody  
21 pending appeal;

22            (2)     Defendant shall be afforded reasonable opportunity for private consultation with

counsel;

- (3) On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and
- (4) The clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 16th day of September, 2008.

  
Mary Alice Theiler  
United States Magistrate Judge